

JUN 14 1993

1 CASE NUMBER ^{H 9320048} 930316CCC1274		2 INVESTIGATOR ID 0 6 0 0		3 OFFICE CODE 8 0 0		EPIDEMIOLOGIC INVESTIGATION REPORT	
4 ACCIDENT DATE 9 3 0 2 0 7		5 IDI INITIATED 9 3 0 4 1 2					
6 SYNOPSIS OF ACCIDENT OR COMPLAINT A toaster oven, was being utilized at 400 degrees and had been on for approximately four and one-half minutes. The consumer smelled burning paint and turned off and unplugged the oven. The consumer feels that inadequate warning was given on the product and that instructions concerning the placement away from walls was not displayed adequately.							
7 LOCATION Home 1 0			8 CITY Niceville			9 STATE F L	
10a FIRST PRODUCT Toaster Oven 0 2 1 6			11a TRADE/BRAND NAME/MODEL Model #TRO200 Black & Decker Toaster Oven, Black & Decker (US), Inc., 6 Armstrong Road, Shelton, CT 06484				
10b SECOND PRODUCT None - - - -			11b TRADE/BRAND NAME/MODEL None				
12 AGE OF VICTIM 9 9 9		13 SEX 9		14 DISPOSITION No Injury 0		15 INJURY DIAGNOSIS 7 1	
16 BODY PART No Injury 9 9		17 RESPONDENTS Complainant 1		18 INVESTIGATION TYPE 2		19 TIME SPENT 0 5 . 0	
20 ATTACHMENTS Multi 9		21 CASE SOURCE 0 7		22 REVIEWED BY 8 1 6 5 9 3 0 6 1 1			
23 PERMISSION TO DISCLOSE NAMES (NON-NEISS CASES ONLY) XXX CPSC may disclose my name (Attached) <input type="checkbox"/> CPSC may not disclose my name <input type="checkbox"/>							
24 Narrative See Attached.				25 REGIONAL DIRECTOR REVIEW DATE			

AMER/REVIEW

not requested

PRE-ACCIDENT

The toaster oven was located on a kitchen counter in the home. The consumer states the oven was approximately two inches from the wall. This conflicts with the attached ^{Fire Dept} investigative report which states "the oven was in a position less than one inch from the wall". The toaster oven was purchased on February 1, 1993 and was six days old at the time of the incident.

ACCIDENT

The oven was operating at 400 degrees for about four and one-half minutes when the odor of burning paint alerted the complainant that something was wrong. The toaster oven was turned off and unplugged. The latex paint behind the oven showed signs of discoloration.

POST ACCIDENT

The complainant is a Law Enforcement Investigator with the Bureau of Fire and Arson Investigations, Department of Insurance, and feels that a better warning label should be on the unit concerning the location of the oven in relationship to the wall.

An investigation from the Bureau of Fire and Arson Investigations was conducted (Exhibit 1). The photos indicate the oven, location, and wall discolorations.

PRODUCT IDENTIFICATION

An attempt was made to examine the product, however, the original oven had been returned to the manufacturer and a replacement had been received. The wife of the complainant stated that the replacement heated in the same fashion as the original oven. She indicated she was not sure where the owners manual was but felt her husband may have it. She did confirm that the oven was a Black & Decker TR0200.

This investigator was able to obtain the user's manual for this model toaster (Exhibit 2). The manual mentions a fire hazard concerning the placement of the oven in relationship to the walls in two places. First on page 3 which states, "A fire may occur if the toaster oven is covered or touching flammable material, including curtains, draperies, walls and the like, when in operation." On page 5 the manual states, "Keep the oven at least 1" away from walls and rear of counter."

An Authorization for Release of Name (Exhibit 3) was obtained.

EXHIBITS

- Exhibit 1 - Letter and photos dated April 14, 1993, addressed to Dee Keck from Scott Showalter, Division of State Fire Marshall's Office.
- Exhibit 2 - Owner's Manual for a Black and Decker Toast-R-Oven toaster, Model Number TR0200.
- Exhibit 3 - Copy of Assignment.
- Exhibit 4 - Authorization for Release of Name from James C. Krieger.



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EXHIBIT 1

1/3

OFFICE OF THE TREASURER

DEPARTMENT OF INSURANCE

The Capitol, Tallahassee, Florida 32399-0300

TOM GALLAGHER

TREASURER

INSURANCE COMMISSIONER

FIRE MARSHAL

Division of State Fire Marshal
Bureau of Fire & Arson Investigations
105 Lewis Street, Suite 103
Ft. Walton Beach, Florida 32547-3182
904/833-9125

April 14, 1993

Dee Keck
Division of Consumer Services
Mayo Building
Tallahassee, Florida 32399-0800

RE: James C. Krieger
Toaster Oven

Dear Ms. Keck:

Enclosed is a proof sheet of the photographs I took at the home of James Krieger, involving subject oven. The problem occurred after Mr. Krieger used the oven for approximately four to five minutes. He noticed a stain on the wall behind the oven (Photo #4).

During my investigation, I found that the oven was in a position less than one inch from the wall. The owner's manual states that the oven should be at least two to three inches away from the wall. I also noted that there was no malfunction in the oven itself.

The minor damage occurred due to the oven being used too close to the wall and the heat coming out of the back of the oven (Photo #6), causing the discoloring of the wall.

Mr. Krieger is a Law Enforcement Investigator, Bureau of Fire & Arson Investigations, with our agency and he felt very strongly that:

1) there should be a better warning label on the unit, as far as how close the unit should be to a wall.

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EXHIBIT 1

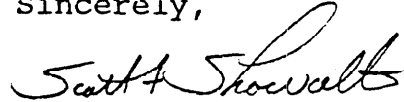
2/3

Ms. Dee Keck
RE: Toaster Oven - James C. Krieger
April 14, 1993
Page 2

2) if the unit is used improperly and the wall was covered with wallpaper, that a fire could occur due to heat transfer or radiated heat omitting from the back of the unit.

If I can be of further assistance, please feel free to contact me.

Sincerely,



Scott F. Showalter
Lieutenant

SFS:mef
Enclosure

State of FL

930316CCC 1274

EXHIBIT 3

1/3 6 1 III

ACCIDENT INVESTIGATION REQUEST FORM

Document Number H320048A0
Date of Incident 2/7/93 Category I.D. SECT04
Follow-Up Requested Hazard Analysis Section 15
Type Follow-Up Requested Telephone Call or On-Site
Headquarters Contact R. Rauchschnall
Assignment Message Verify accident scenario. Obtain product.

12

Person(s) to Contact James Krieger
Niceville, FL
904-729-7063
833-9125

Guideline _____

Requested By RR
Task Number 930316CCC 1274
Assigned to Nyco Date 3/18/93

mailed

1. NAME OF RESP. V. INT James Krieger (state fire marshal-FL)	2. PHONE NO. (HOME) 904-729-7063	WORK 904-833-9125
3. STREET ADDRESS 1402 23rd St.	4. CITY Niceville	STATE FL
	ZIP CODE 32578	

5. DESCRIBE INCIDENT OR HAZARD, INCLUDING DATA ON INJURIES (USE 2ND PGE IF NEEDED)
 Toaster oven had been on 4-1/2 minutes at 400 degrees when consumer smelled the odor of burning paint. Consumer checked oven and found the wall behind oven scorched. Consumer turned off and unplugged oven. The oven was approximately 2" away from the wall. There were no instructions specifying how far oven should be placed from a wall. The toaster oven can be mounted under-the-counter.

-cont.-

6. DATE OF INCIDENTS 2/7/93	7. IF INJURY OR NEAR MISS OBTAIN AGE/SEX 0 YR/N AND DESCRIBE INJURY: none	8. IF VICTIM DIFFERENT FROM RESPONDENT, PROVIDE NAME none RELATIONSHIP none
9. DESCRIPTION OF PRODUCT 1500 watt electric toaster oven		10. BRAND NAME Black and Decker

11. MFR/DISTRIBUTOR NAME, ADDR. & PHONE Black and Decker Corp. 6 Armstrong Rd. Shelton, CT 06484 203-926-3000 unknown unknown unknown	12. MODEL, SERIAL NUMBERS TRO200, 120 volts, 50-60 HZ	13. DEALER'S NAME, ADDRESS & PHONE Kmart John Simms Parkway Niceville, FL 32578 904-729-2244
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14. WAS THE PRODUCT DAMAGED, REPAIRED OR MODIFIED? YES NO x IF YES, BEFORE OR AFTER THE INCIDENT? DESCRIBE:	15. PRODUCT PURCHASED NEW x USED DATE PURCHASED 2/1/93 AGE 6 days
	16. DOES PRODUCT HAVE WARNING LABELS? IF SO, NOTE: "If you need an extension cord because cord is not long enough (12" long), order it from B & J."

17. HAVE YOU CONTACTED THE MANUFACTURER? YES NO x IF NOT, DO YOU PLAN TO CONTACT THEM? YES x NO OTHER?	18. IS THE PRODUCT STILL AVAILABLE? YES x NO IF NOT, ITS DISPOSITION	19. MAY WE USE YOUR NAME WITH THIS REPORT? YES x NO
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FOR ADMINISTRATION USE		
20. DATE RECEIVED 02/08/93	21. RECEIVED BY (NAME & OFFICE) ldm, HL	22. DOCUMENT NO. H32004: A0

23. FOLLOW-UP ACTION	24. PRODUCT CODE(S)
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25. DISTRIBUTION	26. ENDORSER'S NAME & TITLE
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CONSUMER PRODUCT INCIDENT REPORT

930316CCC1274
EXHIBIT 3
3/3 H3200 8A0

Roaster oven is UL listed.

Consumer found CPSC hotline telephone number in the phonebook.

930316CC C1274
EXHIBIT 4
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U.S. CONSUMER PRODUCT SAFETY COMMISSION
ORLANDO RESIDENT POST
7200 LAKE ELLENOR DRIVE - SUITE 246
ORLANDO, FLORIDA 32809-5742
PH (407)-648-6261

AUTHORIZATION FOR RELEASE OF NAME

Thank you for assisting us in collecting information on a potential product safety problem. The Consumer Product Safety Commission depends on concerned people to share product safety information with us. We maintain a record of this information, and use it to assist us in identifying and resolving product safety problems.

We routinely forward this information to manufacturers and private labelers to inform them of the involvement of their product in an accident situation. We also give the information to others requesting information about specific products. Manufacturers need the individual's name so that they can obtain additional information on the product or accident situation.

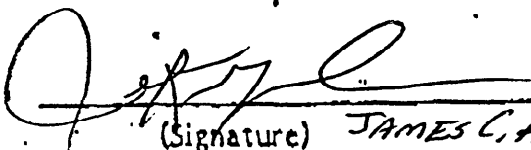
Would you please indicate on the bottom of this page whether you will allow us to disclose your name. If you request that your name remain confidential, we will of course, honor that request. After you have indicated your preference, please sign your name and date the document on the lines provided.



You are hereby authorized to disclose my name and address with the information collected on this case.



My identity is to remain confidential.


(Signature) JAMES C. Krieger

5/13/93
(Date)

[illegible]

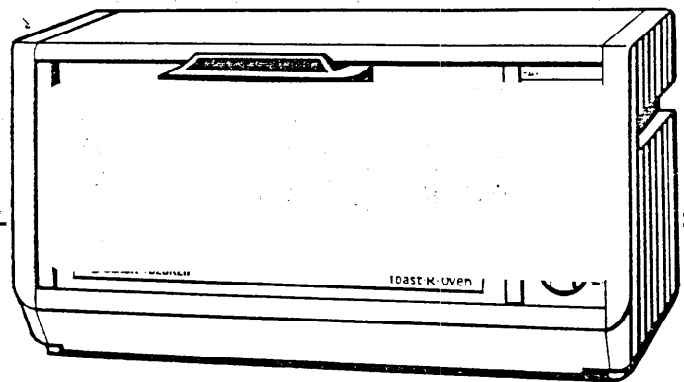


BLACK & DECKER®

930316CCC 1274

EXHIBIT 2

Toast-R-Oven™ Toaster



Model TRO200

Model TRO200

1500 Watts, 120 Volts, 50/60 Hz, AC Only
Listed by Underwriters Laboratories, Inc.

SAVE THIS USE & CARE BOOK